

1 BILL NO. S-82-05-16

2 SPECIAL ORDINANCE NO. S-98-821

3 AN ORDINANCE amending Article IX of  
4 the Code of the City of Fort Wayne,  
5 Indiana of 1974 by making certain  
6 amendments and deletions thereto.

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
8 FORT WAYNE, INDIANA:

9 SECTION 1. Section 2-76 of Article IX is hereby  
10 amended as follows:

11 The name "Neighborhood Care, Inc." shall be deleted,  
12 and the name "Housing and Neighborhood Development  
13 Services, Inc." shall be substituted therefor.

14 SECTION 2. Section 2-80 is hereby repealed and a new  
15 Section 2-80 is inserted as follows:

16 The membership of the corporation shall be composed  
17 of, and shall be identical to, its Board of Directors.  
18 Said Board of Directors shall govern the business and  
19 affairs of the corporation and shall consist of  
20 twelve (12) members composed of two (2) divisions  
21 designated in the following manner:

22 (a) Division 1. Public Directors.

- 23 (1) Mayor of the City, or his designated repre-  
24 sentative;
- 25 (2) Director of the Department of Community  
26 Development and Planning;
- 27 (3) Managing Director of the corporation;
- 28 (4) President of the Common Council, or his  
29 designated representative;
- 30 (5) One other official or employee of the City  
31 to be appointed by the Mayor.

32 (b) Division 2. Community Directors.

Seven (7) persons appointed by the Mayor who shall  
be experienced in housing, accounting, banking,  
law, real estate, and neighborhood areas within  
the City.

SECTION 3. Section 2-81 of Article IX is hereby repealed  
and a new Section 2-81 is inserted as follows:

The Managing Director of the corporation shall also  
be Executive Vice-President of the corporation and its  
principal staff officer.

Page Two

SECTION 4. A new Section 2-91 shall be added as follows:

2-91. In order that the corporation can successfully fulfill its functions of providing good and sufficient housing at a fair and reasonable cost, the Managing Director of the corporation, upon approval by the Director of the Department of Community Development and Planning, is authorized to debar contractors (individuals and companies) for a period of up to three (3) years upon a determination that such contractors: (1) lack integrity; or (2) have a record of poor performance; or (3) lack financial capability. All such debarment action shall be conducted in accordance with the procedures set forth in the Indiana Administrative Adjudication Act, and shall not exceed three (3) years except upon a rehearing. The decision of the Managing Director shall be final. During the term of the debarment, no contracts shall be awarded by the corporation or by the Department of Community Development and Planning, to the company or person debarred or any company or person with which that company or person is affiliated or employed. Furthermore, during the term of the debarment the corporation shall not fund any contracts or pay any monies, except for monies legally owing for work performed prior to the period of the debarment, to the company or person debarred or any company or person with which that company or person is affiliated or employed. Provided, however, nothing herein contained shall limit the right of the Managing Director of Housing and Neighborhood Development Services, Inc. or the Director of the Department of Community Development and Planning to declare a contractor not responsible or responsive or to award a contract to the lowest and best bidder.

SECTION 5. That the above and foregoing Amendments and additions are approved in all respects and the proper Amendments to the Articles of Incorporation of Neighborhood Care, Inc. are hereby authorized.

SECTION 6. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

APPROVED AS TO FORM  
AND LEGALITY

  
Bruce O. Boxberger, City Attorney

  
Councilmember

Read the first time in full and on motion by Eisbart, seconded by Bradbury, and duly adopted, read the second time by title and referred to the Committee Resolution (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 5-28-82, the 5 day of June, 1982, at 5 o'clock P.M., E.S.T.

DATE: 5-28-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Eisbart, seconded by Bradbury, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	<u>      </u>	<u>1</u>	<u>      </u>
<u>BRADBURY</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>BURNS</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>EISBART</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>GIAQUINTA</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>NUCKOLS</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>X</u>	<u>      </u>
<u>SCHMIDT</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>SCHOMBURG</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>STIER</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>
<u>TALARICO</u>	<u>X</u>	<u>      </u>	<u>      </u>	<u>      </u>	<u>      </u>

DATE: 6-8-82

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) NO. S-98-82 on the 8th day of June, 1982.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of June, 1982, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 11th day of June, 1982, at the hour of 9 o'clock A.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR. - MAYOR

BILL NO. S-82-05-16

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN  
ORDINANCE amending Article IX of the Code of the City of Fort Wayne,  
Indiana of 1974 by making certain amendments and deletions thereto

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

BEN A. EISBART - CHAIRMAN

JANET G. BRADBURY - VICE CHAIRMAN

PAUL M. BURNS

JOHN NUCKOLS

ROY J. SCHOMBURG

DATE 6-8-82

CONCURRED IN

CHARLES W. WESTERMAN, CITY CLERK

# DIGEST SHEET

TITLE OF ORDINANCE \_\_\_\_\_ Community Development and Planning division of \_\_\_\_\_

DEPARTMENT REQUESTING ORDINANCE Housing and Neighborhood Development Services, Inc.

SYNOPSIS OF ORDINANCE- an ordinance to amend the agency's by-laws to change the agency's  
name from Neighborhood Care, Inc. to Housing and Neighborhood Development Services, Inc.  
and to indicate in the By-Law's the revised composition of the agency's Board of Directors.  
In addition to updating the agency's by-laws, an addendum is included for the provision  
of authorizing the corporation's principal staff officers the authority to debar contractors  
determined by the agency negligent of the rehabilitation program's standards and requirements  
up to three years. (Contractors will be priviledged a hearing).

EFFECT OF PASSAGE - Agency's name in the by-laws will be in accordance with that amended to its Articles of Incorporation filed with the Secretary of State and the agency's Board composition will be the same as that in reality. The agency will have the authority to debar from the rehabilitation loan program, contractors deemed negligent and irresponsible of its program standards and requirements.

EFFECT OF NON-PASSAGE Agency's name and board composition will not be in accordance with  
current by-laws. The agency will not have the authority to prohibit contractors performing  
poor workmanship and deemed negligent of the agency's standards and requirements from parti-  
cipating in the rehabilitation program, thus causing hardships to citizens.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS,) Though no direct dollar savings can be quoted, in Housing and Neighborhood Development Services, Inc.'s one-half million dollar corrective rehabilitation project, some of the work that the agency had to correct was a result of contractor negligence.

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_



# The City of Fort Wayne

OFFICE OF THE CITY CLERK

Charles W. Westerman, Clerk — Room 122

June 11, 1982

Ms. Judy High  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. High:

Please give the attached full coverage on the dates of  
June 16, 1982 and June 23, 1982, in both the News Sentinel  
and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. Z-82-05-13  
Zoning Map Ordinance No. Z-13-82

Bill No. Z-82-05-12  
Zoning Map Ordinance No. Z-12-82

Bill No. S-82-05-16  
Special Ordinance No. S-98-82

Bill No. S-82-05-31  
Special Ordinance No. S-97-82

Please send us 16 copies of the Publisher's Affidavit from  
both newspapers.

Thank you.

Sincerely,

*Charles W. Westerman*  
Charles W. Westerman  
City Clerk

CWW/ne  
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 8th day of June, 1982, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. Z-82-05-13 -- Zoning Map Ordinance No. Z-13-82 -- AN ORDINANCE to correct a Scrivernor's Error in Bill No. Z-81-08-22

Notice is hereby given that on the 8th day of June, 1982, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. Z-82-05-12 -- Zoning Map Ordinance-No. Z-12-82 -- AN ORDINANCE to correct a Scrivenor's Error in Bill No. Z-82-01-05

Notice is hereby given that on the 8th day of June, 1982, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. S-82-05-16 -- Special Ordinance No. S-98-82 -- AN ORDINANCE amending Article IX of the Code of the City of Fort Wayne, Indiana of 1974 by making certain amendments and deletions thereto

Notivir is hereby given that on the 8th day of June, 1982, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. S-82-05-31 -- Special Ordinance No. S-97-82 -- AN ORDINANCE approving and authorizing the execution of an Interlocal Cooperation Agreement by and between the City of Fort Wayne, Indiana and the Fort Wayne Public Transportation Corporation (P.T.C)

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. Z-82-05-13 -- Zoning Map Ordinance No. Z-13-82; Bill No. Z-82-05-12 -- Zoning Map Ordinance No. Z-12-82; Bill No. S-82-05-16 -- Special Ordinance No. S-98-82 and Bill No. S-82-05-31 -- Special Ordinance No. S-97-82 were passed by the Common Council on the 8th day of June, and said Ordinances were signed and approved by the Mayor on the 11th day of June, 1982, and remains on file and on record in my office.

Copies of Bill No. Z-82-05-13-- Zoning Map Ordinance No. Z-13-82; Bill No. Z-82-05-12 -- Zoning Map Ordinance No. Z-12-82; Bill No. S-82-05-16 -- Special Ordinance No. S-98-82 and Bill No. S-82-05-31 -- Special Ordinance No. S-97-82 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor of the City-County Building
- (2) The bulletin board in the lobby of Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

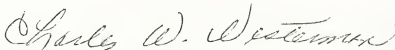
Copies of Bill No. Z-82-05-13 -- Zoning Map Ordinance No. Z-13-82;  
Bill No. Z-82-05-12 -- Zoning Map Ordinance No. Z-12-82; Bill No.  
S-82-05-16 -- Special Ordinance No. S-98-82 and Bill No. S-82-05-31 --  
Special Ordinance No. S-97-82 will be available for reading in the  
following places in Fort Wayne, Allen County, Indiana

- (1) Reference Room in the north end of the  
main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings  
in the Office of the City Clerk of Fort  
Wayne, Indiana



Charles W. Westerman  
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana,  
fulfilled and posted the above ordinances in the designated places  
as stated on June 16, 1982.



Charles W. Westerman  
City Clerk



Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

101

2

104

## COMPUTATION OF CHARGES

104 lines, 1 columns wide equals 104 equivalent lines at .300¢ 31.20  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

14 extra

TOTAL AMOUNT OF CLAIM.

38.20

## DATA FOR COMPUTING COST

Width of single column 9.6 pica

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Amie De Veld

Title CLERK

## LEGAL NOTICE

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82

904

## PUBLISHER'S AFFIDAVIT

State of Indiana  
Allen County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLA DEWALD, who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

DAILY

a newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 6/16 - 6/23/82

Subscribed and sworn to before me this 23 rd day of June 19 82

My commission expires November 29, 1985

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

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Charge for extra proofs of publication (50 cents for each proof in excess of two)

14 extra

7.00

TOTAL AMOUNT OF CLAIM.

\$ 38.20

## DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type.....6.....point

Number of insertions.....2.....

Size of quad upon which type is cast.....6.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 23 1982

Title CLERK

Form 904

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....ARVILLA DEWALD.....who, being duly sworn, says that she is.....CLERK.....of the

JOURNAL-GAZETTE

a.....DAILY.....newspaper of general circulation printed and published in the English language in the city of.....FORT WAYNE, INDIANA.....town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....two times.....the dates of publication being as follows: 6/16 - 6/23/82

Subscribed and sworn to before me this 23 rd day of June 1982

My commission expires November 29, 1985

Notary Public

ck of Nazareti ... I tried  
her life  
Source: Three Rivers Press  
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Zoning Map Ordinance No. S-13-82, Bill No. S-82-05-12—Zoning Map Ordinance No. S-97-82, Bill No. S-82-05-16—Special Ordinance No. S-98-82 and Bill No. S-82-05-31—Special Ordinance No. S-97-82 will be posted for reading in the following places in Fort Wayne, Allen County, Indiana: (1) The main floor of the City County Building.

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Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above ordinances in the designated places as stated on June 16, 1982. Charles W. Westerman City Clerk

Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above ordinances in the designated places as stated on June 16, 1982. Charles W. Westerman City Clerk

6-16-23

Fort Wayne Common Council

(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen

County, Ind

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	<u>1</u>
Head	number of lines	<u>101</u>
Body	number of lines	<u>2</u>
Tail	number of lines	<u>104</u>
Total number of lines in notice		

## COMPUTATION OF CHARGES

104 lines, 1 columns wide equals 104 equivalent lines at .300¢ \$ 31.20  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 14 extra 7.00

TOTAL AMOUNT OF CLAIM.

\$ 38.20

## DATA FOR COMPUTING COST

Width of single column 9.6 picas Size of type 6 pointNumber of insertions 2 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*D. Roose*Date June 23 19 82Title CLERK

Form 903

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. ROOSE, who, being duly sworn, says that she is CLERK of the

## NEWS-SENTINEL

newspaper of general circulation printed and published  
FORT WAYNE, INDIANA  
at the printed matter attached hereto is a true copy,  
two times, the dates of publication being

ATTACH  
ADVERTISE

## LEGAL NOTICE

Notice is hereby given that on the 8th day of June, 1982, the Common Council of the City of Fort Wayne, Indiana, in Regular Session did pass the following Bill No. S-82-05-13—Zoning Map Ordinance No. Z-12-82—AN ORDINANCE to correct a scrivener's error in Bill No. S-81-08-22.

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Copies of Bill No. Z-82-05-13—Zoning Map Ordinance No. Z-12-82, Bill No. Z-82-05-12—Zoning Map Ordinance No. Z-12-82, Bill No. S-82-05-16—Special Ordinance No. S-98-82 and Bill No. S-82-05-31—Special Ordinance No. S-97-82 were passed by the Common Council on the 8th day of June, and said Ordinances were signed and approved by the Mayor on the 11th day of June, 1982, and remains on file and on record in my office.

Charles W. Westerman  
City Clerk  
of the City of Fort Wayne, Indiana,  
fulfilled and posted the above ordinances in the designated places as stated on June 16, 1982.

Charles W. Westerman  
City Clerk

82

*D. Roose*  
23 rd day of June 19 82  
*Anne M. Perkins*  
Notary Public  
JUN 29, 1985

Port Wayne Common Council

(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen

County, Ind

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

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Tail number of lines

2

Total number of lines in notice

104

## COMPUTATION OF CHARGES

104 lines, 1 columns wide equals 104 equivalent lines at .300¢ \$ 31.20  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 14 extra

7.00

TOTAL AMOUNT OF CLAIM.

\$ 38.20

## DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. ROOSE

Date June 23, 1982

Title CLERK

Form 903

## PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned D. ROOSE who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times the dates of publication being as follows:

6/16 - 6/23/82

D. ROOSE

Subscribed and sworn to before me this 23 rd day of June 1982

Anne M. Perkins

Notary Public

My commission expires November 29, 1985

A total of 515 players have entered the Men's State Amateur Golf Tournament and 63 of those will seek 17 available qualifying at Brookwood Monday.

Qualifications will take place around the state to trim the field play begins in the tournament at near Columbus June 28. It will be a hole medal tournament.

Statewide, 503 players will be selected in the field as 12 are exempting. Exempt players include all fours who enter plus the top eight of year's tournament. Included in the Tom Kelley of Fort Wayne who tied year.

Play will begin here Monday of tenth tees at Brookwood at 7 a.m. I go 36 holes and in the event of tie

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